

Interview Summary	Application No.	Applicant(s)	
	09/741,669	FORSYTH ET AL.	
	Examiner	Art Unit	
	Frank W Lu	1634	

All participants (applicant, applicant's representative, PTO personnel):

(1) Frank W Lu.

(3) Mr. Jerry Hefner (Reg. No. 53,009).

(2) Mr. Daniel Hart (Reg. No. 40,637).

(4) _____.

Date of Interview: 26 May 2004.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: _____.

Claim(s) discussed: 45-56, 133, and 134.

Identification of prior art discussed: _____.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.



Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Mr. Lu indicates that, since claims 45-48 and 50-56 are directed to produce any kind of sensitized microbial cell by expressing a sub-lethal level of an antisense nucleic acid complementary to a nucleic acid in any kind of microbial cell, wherein said nucleic acid encodes a gene product whose expression is inhibited by an antisense nucleic acid comprising a nucleotide sequence of SEQ ID NO: 60 while claims 133 and 134 are directed to produce any kind of sensitized microbial cell by expressing a sub-lethal level of an antisense nucleic acid complementary to a nucleic acid in any kind of microbial cell, wherein said nucleic acid encodes a gene product having at least 70% amino acid identity to a gene product comprising the amino acid sequence of SEQ ID NO: 413, the specification and 132 declaration filed on August 11, 2003 do not provide support for claimed invention. Mr. Hart and Mr. Hefner agree to amend claims 45-56, 133, and 134 in response to non-final rejection.